

05-23-2019

**Enclosure A**

EPA Region 5 Enforcement and Compliance Assurance Division and  
EPA Region 5 Office of Regional Counsel  
Index of Withheld Records for FOIA # EPA-R5-2019-004801

<b>Title</b>	<b>From</b>	<b>To</b>	<b>Date</b>	<b>FOIA Exemption</b>	<b>Reason for Withholding</b>	<b>Length (pages)</b>
Redactions to Letter, " <i>U.S. and State of Indiana v. City of Jeffersonville</i> Request to Amend LTCP and Modify Consent Decree"	Nigel B. Cooney (USDOJ)	Gary Baise and Anson Keller, both of Olsson Frank Weeda Terman Matz PC, Counsel for City of Jeffersonville (hereinafter OFW Law)	09-22-2017	Exemptions 4, 7A	Incorporates information that is potentially characterized as commercial and confidential; incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	
Redactions to Letter, " <i>US. and State of Indiana v. City of Jeffersonville, IN - Request to Amend LTCP to Reduce the Size of the</i> "	Anson M. Keller (OFW Law)	Nigel B. Cooney (USDOJ)	10-20-2017	Exemptions 4, 7A	Incorporates information that is potentially characterized as commercial and confidential; incorporates information compiled for law enforcement	

<i>Interceptor and to Add High Rate Treatment,” and one of two attachments: “Executive Summary”</i>					purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	
“Responses to Questions in DOJ Letter Dated September 22, 2017” <sup>1</sup> [Entire Document]			10-20-2017	Exemption 4, 7A	Incorporates information that is potentially characterized as commercial and confidential; incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	13pp
Redaction to “City of Jeffersonville’s Responses to the List of Technical Questions Regarding Jeffersonville LTCP Amendment Proposal” <sup>2</sup>			01-08-2018	Exemption 4, 7A	Incorporates information that is potentially characterized as commercial and confidential; incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	
Redaction to “City of Jeffersonville Responses			05-11-2018	Exemption 4, 7A	Incorporates information that is potentially characterized as commercial and confidential;	

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<sup>1</sup> This document is an attachment to the 10-20-2017 Letter, “*US. and State of Indiana v. City of Jeffersonville, IN - Request to Amend LTCP to Reduce the Size of the Interceptor and to Add High Rate Treatment*” from Anson M. Keller (OFW Law) to Nigel B. Cooney (USDOJ)

<sup>2</sup> This document is an attachment to the 05-11-2018 Letter “City of Jeffersonville” from Anson Keller (OFW Law) to Nigel B. Cooney (USDOJ) and others.

to the April 20, 2018 Letter” <sup>3</sup>					incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	
LTCP Phase 2 and 3 Project Costs and Master Plan Projects (Revised 5/8/18) <sup>4</sup> [Entire Document]	City of Jeffersonville, IN		05-08-2018	Exemption 4, 7A	Incorporates information that is potentially characterized as commercial and confidential; incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	4pp
Trojan UVSigna Proposal for Jeffersonville Downtown, IN Quote: 216514 <sup>5</sup> [Entire Document]	John Faber, Trojan Technologies		05-07-2018	Exemption 4	Incorporates information that is potentially characterized as commercial and confidential	4pp
CoMag Tertiary Pilot Plant Report – Jeffersonville, IN Downtown WWTP <sup>6</sup> [Entire Document]	Evoqua Water Technologies LLC		07-07-2015 to 07-15-2015	Exemption 4	Claimed as private confidential	22pp

<sup>3</sup> This document is an attachment to the 05-11-2018 Letter (“City of Jeffersonville”) from Anson Keller (OFW Law) to Nigel B. Cooney (USDOJ).

<sup>4</sup> This document is Attachment 1 to “City of Jeffersonville Responses to the April 20, 2018 Letter,” which was attached to the letter from Anson Keller to Nigel Cooney dated May 11, 2018.

<sup>5</sup> This document is Attachment 2 to “City of Jeffersonville Responses to the April 20, 2018 Letter,” which was attached to the letter from Anson Keller to Nigel Cooney dated May 11, 2018.

<sup>6</sup> This document is Attachment 3 to “City of Jeffersonville Responses to the April 20, 2018 Letter,” which was attached to the letter from Anson Keller to Nigel Cooney dated May 11, 2018.

Actiflo Pilot Study – Final Report Jeffersonville Waste Water Treatment Plant of Jeffersonville, Indiana <sup>7</sup> [Entire Document]	I. Kruger, Inc.		07-27-2015 to 08-14-2015	Exemption 4	Claimed as confidential	47pp
Redactions from Attachment 5 - 2018 Capital Improvement Project Costs – Modified Plan) <sup>8</sup>			12-06-2018	Exemptions 4, 7A	Incorporates information that is potentially characterized as commercial and confidential; incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	
Redactions from Letter (“USEPA v. Jeffersonville, IN Sanitary Sewer Board”)	Michael A. Gillenwater	Lila C. Jones (USDOJ)	12-24-2018	Exemption 7A	Incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	
Redactions from “2018 Capital Improvement Project Costs – Current LTCP Plan			11-14-2018	Exemptions 4, 7A	Incorporates information that is potentially characterized as commercial and confidential;	

<sup>7</sup> This document is Attachment 4 to “City of Jeffersonville Responses to the April 20, 2018 Letter,” which was attached to the letter from Anson Keller to Nigel Cooney dated May 11, 2018 (see Enclosure B).

<sup>8</sup> This document is Attachment 5 (LTCP Implementation Schedule Gantt Chart) to the December 18, 2018 Letter (“U.S. EPA v. Jeffersonville, IN Sanitary Sewer Board”) from Michael A. Gillenwater to Lila C. Jones.

11/14/2018” and “2018 Capital Improvement Project Costs – Modified Plan 11/14/2018” <sup>9</sup>					incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	
“Updated Total Project Costs” <sup>10</sup> [Entire Document]			Undated	Exemptions 4, 7A	Incorporates information that is potentially characterized as commercial and confidential; incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	1 p.
Redactions from Memorandum, “Clarifications to the Memo Dated November 20, 2014 Revised December 4, 2014 and Response to March 20, 2019 Email From Dave Tennis”	Len Ashack (Jeffersonville)	Dave Tennis (IDEM)	03-29-2019	Exemptions 4, 7A	Incorporates information that is potentially characterized as commercial and confidential; incorporates information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings	

<sup>9</sup> These documents are attached to the December 24, 2018 Letter (“U.S. EPA v. Jeffersonville, IN Sanitary Sewer Board”) from Michael A. Gillenwater to Lila C. Jones.

<sup>10</sup> This document is attached to the December 24, 2018 Letter (“U.S. EPA v. Jeffersonville, IN Sanitary Sewer Board”) from Michael A. Gillenwater to Lila C. Jones.

